Borough of Allendale

February 24, 2011

Resolution 11-86

Adoption of Ordinance 11-02 Water Utility Multi-Purpose Bond Ordinance

Be It Resolved that an Ordinance entitled 11-02, "BOND ORDINANCE TO AUTHORIZE THE MAKING OF A PUBLIC IMPROVEMENT AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$189,000 TO PAY THE COST THEREOF, TO FULLY OR PARTIALLY FUND APPROPRIATIONS FROM THE RESERVE FOR CAPITAL INFRASTRUCTURE, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS" be passed upon second and final reading and that the Borough Clerk be and she is hereby authorized and directed to advertise the same according to law.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein						
LaMonica						
Schoepflin	>		V			
Strauch			✓			
White			V			
Wilczynski		/	V			
Barra						<u> </u>

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on 12011

Gwen McCarthy, R.M.C.

Municipal Clerk

Mayor ince Barra

Borough of Allendale Ordinance 11-02

BOND ORDINANCE TO AUTHORIZE THE MAKING OF A PUBLIC IMPROVEMENT AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$189,000 TO PAY THE COST THEREOF, TO FULLY OR PARTIALLY FUND APPROPRIATIONS FROM THE RESERVE FOR CAPITAL INFRASTRUCTURE, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of Allendale, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Allendale, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to make a public improvement and to acquire new additional or replacement equipment and machinery in, by and for the Water Utility of said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the Reserve for Capital Infrastructure moneys appropriated by this ordinance. No down payment is required for this bond ordinance pursuant to the provisions of N.J.S.A.

40A:2-11(c) and 40A:2-7(h). Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the Infrastructure Reserve for Capital appropriation the from hereinafter made to fully or partially fund the appropriation, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Installation of a high demand/service tank withdrawal pump at the Fairhaven Water Tank.

Appropriation and Estimated Cost	\$168,000
Reserve for Capital Infrastructure	å 0 <i>C</i> 000
Appropriated	\$ 86,000
Bonds and Notes Authorized	\$ 82,000
Period of Usefulness	40 years

B. Acquisition of new additional or replacement equipment and machinery consisting of water meters.

Appropriation and Estimated Cost	\$ 21,000
Reserve for Capital Infrastructure Appropriated Period of Usefulness	\$ 21,000 15 years

Aggregate Appropriation and Estimated Cost \$189,000
Aggregate Reserve for Capital Infrastructure
Appropriated to Fully or Partially
Fund Appropriations \$107,000
Bonds and Notes Authorized \$82,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$59,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 6. It is hereby determined and stated that the Water Utility would have been self-liquidating, as defined in Section 47(a) of the Local Bond Law, during the fiscal year beginning January 1, 2010, had there been included in the interest and debt redemption charges for such year an amount equal to interest for one year at the rate of four and one half percentum (4½%) per annum on said bonds or notes, and the amount of the first installment of serial bonds legally issuable to finance such purpose plus an amount for charges as aforesaid

with respect to all bonds and notes authorized but not issued for such Water Utility.

It is hereby determined and stated that Section 7. for Reserve \$107,000 in the exceeding moneys Infrastructure in the Borough's Water Utility Capital Fund are now available to finance said purposes. The sum of \$107,000 is hereby appropriated from such moneys to the full or partial payment of the cost of said purposes.

To finance said purposes, bonds of said Section 8. Borough of an aggregate principal amount not exceeding \$82,000 are hereby authorized to be issued pursuant to the Local Bond Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by All matters with respect to said bonds not determined by be determined by resolutions shall ordinance this hereafter adopted.

said purposes, finance To Section 9. anticipation notes of said Borough of an aggregate principal amount not exceeding \$82,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance In the event that bonds are issued pursuant to of said bonds. this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to If the aggregate principal amount of the bonds so issued. amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Each bond anticipation note Section 10. pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief-Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 11. It is hereby determined and declared that the period of usefulness of the purpose to be financed with bonds or notes (described in Section 4.A hereof), according to its reasonable life, is a period of 40 years computed from the date of said bonds.

Section 12. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$82,000, but said \$82,000 shall be deducted from gross debt pursuant to Section 44(c) of the Local Bond Law and that the issuance of the bonds and notes authorized by this ordinance is permitted by an exception to the debt limitations prescribed by the Local Bond Law as provided in Sections 47(a) and 7(h) of the Local Bond Law.

Section 13. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 14. The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Section 4.A of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in

the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 17. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Introduction of Ordinance 11-01 General Multi-Purpose Bond Ordinance

Be It Resolved that an Ordinance entitled 11-01, "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$810,200 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS" heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 10thth day of March, 2011, at 8:00 p.m. or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			\			
LaMonica						
Schoepflin			N			
Strauch			V			
White	· \		√			
Wilczynski		V	√			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on 2011

Gwen McCarthy, R.M.C.

Municipal Clerk

Borough of Allendale Ordinance 11-01

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$810,200 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of Allendale, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Allendale, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery, new communication and signal systems equipment, new information technology equipment and new automotive vehicles, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment

appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and amount of (1)the which schedule also shows Amounts" appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Undertaking of the 2011 Road and Sidewalk Improvement Program (including drainage and curb improvements where necessary) at various locations in the Borough, as set forth on a list prepared or to be prepared by the Borough Engineer and placed on file with the Borough Clerk and hereby approved as if set forth herein in full. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$304,500 \$ 14,500
Down Payment Appropriated Bonds and Notes Authorized Period of Usefulness	\$290,000 10 years

B. Acquisition of new communication and signal systems equipment and new additional or replacement equipment and machinery for the use of the Police Department consisting of: (i) vehicle radios and (ii) a speed monitor/traffic counter machine.

Appropriation and Estimated Cost	\$ 26,250
Down Payment Appropriated	\$ 1,250
Bonds and Notes Authorized	\$ 25,000
Period of Usefulness	10 years
Period of Usefulness	ro loger

C. Acquisition of new communication and signal systems equipment, new additional or replacement equipment and machinery and new information technology equipment for the use of the Fire Department consisting of: (i) fire hose, (ii) portable radios, (iii) turnout gear, (iv) a computer tablet and (v) a generator for the Annex Building.

Appropriation and Eschmaced Cost		58,065
Down Payment Appropriated	•	2,765 55,300
Bonds and Notes Additionized	•	•
Period of Usefulness	Э	years

D. Acquisition of new automotive vehicles, including original apparatus and equipment, and new additional or replacement equipment and machinery for the use of the Department of Public Works consisting of: (i) a dump truck with plow and salter, (ii) a pickup truck with plow and (iii) plows.

Appropriation and Estimated Cost	\$236,250
Down Payment Appropriated Bonds and Notes Authorized Period of Usefulness	\$ 11,250 \$225,000 5 years

E. Acquisition of new additional or replacement equipment and machinery for the use of the Sewer Department consisting of: (i) hydrants and accessories and (ii) a light tower.

Appropriation and Estimated Cost	\$ 38,850
Down Payment Appropriated	\$ 1,850
Bonds and Notes Authorized	\$ 37,000
Period of Usefulness	15 years

F. Acquisition of new communication and signal systems equipment for the use of the Sewer Department consisting of data communication radio upgrade equipment.

Appropriation and Estimated Cost	\$	8,400
Down Payment Appropriated .	န င	400 8,000
Bonds and Notes Authorized Period of Usefulness	•	years
Period of Oseidiness		-

G. Acquisition of new additional or replacement equipment and machinery for the use of the Sewer Department consisting of nozzles and hose for the sewer vacuum truck.

Appropriation and Estimated Cost		2,625
Down Payment Appropriated	.1	125
Bonds and Notes Authorized	•	2,500
Period of Usefulness	5	years

H. Undertaking of the following park and recreation improvements at Crestwood Park: (i) installation of a lightning detection system, (ii) installation of bleachers, (iii) acquisition of garbage/recycling bins and (iv) making of playground improvements.

I. Undertaking of the following public improvements: (i) drainage improvements at various locations, as mandated by Federal stormwater drainage regulations, and (ii) improvements to Crestwood Park, including, but not limited to, the installation of a swimming dock.

Down Payment Appropriated Bonds and Notes Authorized	\$ 57,750 \$ 2,750 \$ 55,000
Period of Usefulness	15 years

J. Acquisition of new communication and signal systems equipment and new information technology equipment consisting of Borough-wide communication system/information technology upgrades.

Appropriation and Estimated Cost	\$ 26,260
Down Payment Appropriated	\$ 1,260
Bonds and Notes Authorized	\$ 25,000
Period of Usefulness	5 years

Aggregate Appropriation and Estimated Cost \$810,200 Aggregate Down Payment Appropriated \$38,600 Aggregate Amount of Bonds and Notes Authorized \$771,600

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$52,400 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. It is hereby determined and stated that moneys exceeding \$38,600, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$38,600 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$771,600 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$771,600 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell

said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 8.91 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$771,600 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any contributions received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 14. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Introduce Ordinance 11-03 Nadler Court

Be It Resolved that an ordinance entitled: "An Ordinance to Accept Nadler Court as a Public Street in the Borough of Allendale, County of Bergen, State of New Jersey" heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 10th day of March, 2011, at 8:00 p.m. or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			V			_
LaMonica					\ \ \	ļ
Schoepflin						
Strauch			V			
White	V		√ ,			
Wilczynski		V	V			<u> </u>
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on 2011

Gwen McCarthy, RMC

Municipal Clerk

Mayor Vince Barr

Borough of Allendale Ordinance 11-03

AN ORDINANCE TO ACCEPT NADLER COURT AS A PUBLIC STREET IN THE BOROUGH OF ALLENDALE, COUNTY OF BERGEN, STATE OF NEW JERSEY

Whereas, there exists a street in the Borough of Allendale known as Nadler Court, which street was named in Ordinance Number 08-24 adopted on September 10, 2008;

Whereas, Nadler Court was created in conjunction with a major subdivision reflected on map number 9485 filed in the Bergen County Clerk's Office, Kathleen A. Donovan, on February 5, 2008 entitled "Final Plat, Property of Giancarlo Enterprises, Inc., Lot 9, Block 910, Borough of Allendale, Bergen County, NJ" prepared by Rigg Associates, P.A., 1000 Maple Avenue, Glen Rock, NJ 07452 and dated November 28, 2007 ("the map");

Whereas, the street depicted on the map refers to "Giancarlo Court", which is now known as Nadler Court;

Now, Therefore, Be It Ordained by the Governing Body that it does hereby accept Nadler Court as reflected on the map as a public street/right of way and said Nadler Court shall receive the same municipal services as all other streets and roadways within the Borough;

Be It Further Ordained that the Municipal Engineer is authorized and directed to amend the Borough Tax Map, as necessary, to reflect the existence of Nadler Court as a public right of way.

Effective Date

This ordinance shall take effect after final passage and publication as required by law.

List of Bills

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves the Bill List dated February 24, 2011.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			V			
LaMonica						
Schoepflin			~			<u> </u>
Strauch			√			
White			V			
Wilczynski		V	√			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on 24, 2011

Mayor Vince Bark

Gwen McCarthy, RMC Municipal Clerk

Emergency Temporary Budget Appropriations

WHEREAS, an emergent condition has arisen with respect to certain budget appropriations and no adequate provision has been made in the 2011 Temporary Budget, and N.J.S.A. 40A: 4-20 provides for the creation of emergency temporary appropriations for said purpose; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Allendale that in accordance with the provisions of N.J.S.A. 40A: 4-20;

1. An emergency temporary appropriation be and the same is hereby made in the total amount of:

Current Fund	
Insurance – other	\$4,000
Crestwood, O.E.	\$4,000
Capital Improvement Fund	\$38,600

- 2. That said emergency temporary appropriation will be provided in the 2011 budget;
- 3. That one certified copy of this resolution be filed with the Director of Local Government Services.

	Mot.	Sec	Yea	Nay	Absent_	Abstain
Bernstein			<u> </u>			
LaMonica						
Schoepflin			V			ļ
Strauch	V		✓			
White			√ ,			
Wilczynski		V	V			
Barra					_,]	

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on 22 , 2011

Gwen McCarthy, RMC Municipal Clerk Mayor Vince Bar

Borough of Allendale

February 24, 2011

Resolution 11-93

Award of Proposal to Borst and Jacobsen Landscaping

Whereas, quotations have been received for snow removal from sidewalks and landscape property maintenance matters;

Whereas, the Chief Financial Officer has attached a certification that adequate funds are available to pay for the contract;

Now, Therefore, Be It Resolved by the Governing Body that a contract be awarded to Borst Landscape and Design of Allendale, New Jersey and Jacobsen Landscaping of Midland Park, New Jersey in accordance with their proposal attached hereto;

Be It Further Resolved that the contracts are hereby awarded based upon the quotations being most advantageous, price and other factors considered;

Be It Further Resolved that the Mayor is authorized to sign the proposal on behalf of the Borough.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			V			
LaMonica					V	
Schoepflin		· \	V			
Strauch	V		V			
White			1			
Wilczynski			1			
Bernstein						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on FCD 24, 2011

May Wince Barn

Gwen McCarthy, RMC Municipal Clerk

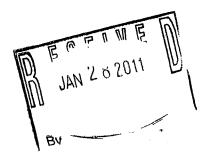


January 26, 2011

Submitted To:

Borough of Allendale

Attn: John Whittekind 500 W. Crescent Avenue Allendale, NJ 07401



Landscape Property Maintenance:

To be billed at \$44.00 per hr. (includes equipment cost)

Shoveling of Snow Covered Sidewalks:

To be billed at \$55.00 per hr. (includes snow blower equipment)

Bobcat with operator, including a \(\frac{1}{4} - 1 \) yd. bucket:

To be billed at \$145.00 per hr.

All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will become an extra charge over and above the estimate. Payments are due in full within 30 days after each service and invoice, unless otherwise arranged. All overdue accounts will be charged 1 1/2% per month. Any additional costs for collection fees etc., will be borne by the customer. All materials used are of the highest quality. Prices do not include Sales Tax. Results are expected within the limits of the materials capabilities and the prevailing conditions. Original signed, dated, and deposited contract to be completed approximately 5 weeks after work begins. Borst Landscape & Design cannot be held responsible for unforeseeable events or circumstances.

Home Improvement Contractor's License.13VH00845800

Borst Landscape & Design

_1/26/11

Accepted:

Date

John Wittekind

From:

Glenn Jacobsen (Jacobsen Landscape) < Glenn@JacobsenLandscape.com>

Sent:

Tuesday, February 08, 2011 3:52 PM

To:

John Wittekind

Subject:

Emergency Snow Services

Dear John,

I understand you met Melissa at Boro Hall today. We are forwarding per hour prices for various snow and landscape services.

Let me know if you need additional information or details.

Hope al is well.

Glenn H. Jacobsen

Boro of Allendale

Emergency Snow Services

Shoveling (After Storm)

\$52.50 per hour -

Machine Removal of Snow - Skid Steer

\$95.00 per hour

Trucking of Snow to Boro Recycle - 10 yard Dump Truck

\$90.00

Landscape Services

General Clean Up of Property

Disposal

\$45.00 per hour \$40.00 per yard

Lawn Cutting with Equipment

\$50.00 per yard

201- 891 1199

CERTIFICATION OF AVAILABLITY OF FUNDS

This is to certify to the Mayor and Council of the Borough of Allendale that funds for the following resolutions are available.

Resolution Date:

February, 24, 2011

Resolution Number:

11-93

Vendor:

Borst Landscape & Design

Fund	Amount	Department Description
Current	\$44/hour	Landscape Property Maintenance
Current	\$55/hour	Snow removal from sidewalks
Current	\$145/hour	Bobcat w/operator

Any funds expended by the borough for these purposes will be reimbursed by the property owner.

Only amounts for the 2011 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.

Chief Financial Officer

CERTIFICATION OF AVAILABLITY OF FUNDS

This is to certify to the Mayor and Council of the Borough of Allendale that funds for the following resolutions are available.

Resolution Date:

February, 24, 2011

Resolution Number:

11-93

Vendor:

Jacobsen Landscape

Fund	Amount	Department Description
Current	\$45/hour \$40/yard \$50/yard	General Property Clean-up Disposal Lawn Cutting
Current	\$52.50/hour \$95/hour \$90	Snow removal from sidewalks Machine removal of snow Trucking Snow to Recycling Ctr.

Any funds expended by the borough for these purposes will be reimbursed by the property owner.

Only amounts for the 2011 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.

M. Alisa Mayer
Chief Financial Officer

Overpayment

Be It Resolved by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to issue the following check on the property listed below and charge same to Overpayment of 2011 Taxes:

Block/ Lot	Name	Property Location	Amount
1406/9	McLean, Douglas F. & DeParis, Marie 40 Stonefence Road Allendale, NJ 07401	40 Stonefence Rd	\$4,214.65

	Motion	Second	Yea	Nay	Absent	Abstain
Bernstein			✓			ļ
LaMonica						
Schoepflin			√			
Strauch	V		V			
White			V			
Wilczynski		V	7			
Barra	0.0					<u> </u>

Vince Barra, Mayor

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on

Gwen McCarthy, R.M.C.

Municipal Clerk

Authorize Municipal Attorney to Sign Stipulation of Settlement For Tax Appeal Nowak v. Allendale

Whereas, Barbara Nowak is the owner of real estate known as Lot 15, Block 104 and better known as 20 Fairhaven Drive, Allendale, NJ; and

Whereas, the owner has filed a 2009 added assessment appeal and 2010 State Tax Court appeal; and

Whereas, Lot 15 in Block 104 received an added assessment for 12 months of \$148,400 pro rated for 8 months for a prorated added assessment of \$98,933; and

Whereas, the original total assessment for 2010-2011 was \$1,230,300; and

Whereas, the Borough has completed full discovery with respect to this matter, has consulted with the Borough's Appraiser, Charles Ciolino, and has conducted negotiations with counsel for the taxpayer; and

Whereas, the parties have been able to arrive upon a proposed settlement such that the added assessment appeal prorated for 8 months is affirmed in the amount of \$98,933 based upon a 12 month improvement of \$148,400; and

Whereas, the taxpayer has further agreed to affirm the 2010 assessment of \$1,230,300 in consideration for which the 2011 assessment will be set at \$1,081,900; and

Whereas, the parties have agreed that prejudgment interest, if any, shall be waived as a condition of the settlement; and

Whereas, the Borough's Tax Assessor, Angela Mattiace, and its real estate consultant are in agreement with the terms of the settlement and believe it would be in the best interest of the Borough to settle this particular case in accordance with the terms set forth above;

Now, Therefore, Be It Resolved that the Governing Body of the Borough of Allendale agrees to authorize the Municipal Attorney to execute a Stipulation of Settlement on behalf of the Borough with respect to the Nowak v. Allendale tax appeal pending in the Tax Court of New Jersey for the tax years 2009-2010 under docket numbers 001112-2010 and 006558-2010 based upon the terms set forth above; and

Be It Further Resolved that upon receipt of the Tax Court Judgment that the Tax Collector is authorized to calculate the amount of the refund and cause same to be paid to the taxpayer, without statutory interest, within sixty (60) days from the date of the Tax Court Judgment;

Be It Further Resolved that this settlement is subject to agreement and acceptance thereof by the taxpayer;

Be It Further Resolved that copies of this Resolution are to be provided to the Municipal Clerk, the Borough Chief Financial Officer, Borough Tax Assessor, Borough Tax Collector and the Municipal Attorney.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			\ \		 	
LaMonica					<u> </u>	
Schoepflin			\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \			
Strauch			V			
White			✓			<u> </u>
Wilczynski			Y	_		
Bernstein						

Mayor Vince Barra

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on Feb. 24, 2011

Gwen McCarthy, RMC Municipal Clerk

2

Borough of Allendale

February 24, 2011

Resolution 11-94

Masor Vince Barra

Acceptance of Deed of Dedication

Whereas, Sanford Freeman and Susan Freeman executed a Deed of Dedication, dated November 10, 2006 to the Borough of Allendale for road widening purposes of the roadway known as Chestnut Street within the Borough;

Whereas, said Deed was duly recorded in the office of the Bergen County Clerk on December 22, 2006 in Deed Book 09217 at page 184, et seq.

Now, Therefore, Be It Resolved by the Governing Body that it does hereby accept said Deed of Dedication;

Be It Further Resolved that the Municipal Clerk shall retain said Deed as part of the permanent real estate registry of the Borough.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			7			
LaMonica						
Schoepflin			\ <u>\</u>			ļ. — —
Strauch	~		V			ļ
White			٧,			
Wilczynski		V	Y			ļ
Bernstein			<u> </u>			

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on 2011

Gwen McCarthy, RMC

Municipal Clerk



LAPATKA ASSOCIATES, INC.
12 Route 17 North, Suite 230
Paramus, N/ 07652
TBL: (201) 587-1600
FAX: (201) 587-0063

July 14, 2005 Page 1 of 2 Project # 95-132

DESCRIPTION OF 8.5' WIDE ROAD DEDICATION TO THE BOROUGH OF ALLENDALE, IN LOT 1, BLOCK 2101, SITUATED IN THE BOROUGH OF ALLENDALE, BERGEN COUNTY, NEW JERSEY.

DEED DESCRIPTION

Beginning at a point in the westerly aldeline of Chestnut Street, (16.5' from centerline), said point being formed by the intersection of said westerly adeline of Chestnut Street, with the westerly line of lands of the Eric Lackawanna Railroad, and from said point proceeding, thence;

- South 21 degrees and 58 minutes and 56 seconds west, along said westerly sideline of Chestnut Street (16.5' from centerline), for a distance of 215.74 feet to a point in the dividing line between the Borough of Allendaie, lying to the north and the Borough of Waldwick, lying to the south, thence;
- North 81 degrees and 35 minutes and 08 seconds west, along said dividing line for a distance of 8,74 feet to a point, thence; 2).
- North 21 degrees and 58 minutes and 56 seconds east, parallel to said westerly sideline of Chesinut Street, (25' from centerline), for a distance of 230,39 feet to a point on the aforementioned westerly line of lands of the Brie Lackawanna Railroad, thence; 3).
- South 12 degrees and 01 minutes and 15 seconds east, along said line, for a distance of 15.20 feet to a point in the aforementioned westerly sideline of Chestnut Street, said point also being the Point or Place of Beginning.

BKO9217P6F85

Consulting Engineering - Landscape Architecture - Land Surveying

DONALD L, MINABBIAN ATTORNEYAT LAW OF NEW JERSEY

DEED OF DEDICATION

This Doed is made on November 10th

Deed - Exest Donovan Recording Fee 70.00

BETWEEN; SANFORD FREEMEN and SUSAN BREEMAN, husband and wife, whose address is 161 N. Franklin Tumpike, Ramsey, New Jersey, referred to as the "Grantor",

AND: BOROUGH OF ALLENDALE, a Municipal Corporation in Bergen County, State of New Jersey, referred to as "Granteo";

WITNESSETH:

WHEREAS, the Grantors belieby grant to the Granton the following described property for purpose of road widening across property known and designated as Lot 1, Block 2101, in the Borquelt of Allendale, County of Borgen and State of New Jersey; and

WHERE AS, the metes and bounds description of said dedication for road widening maposes is described on the attached Schedule "A",

The Grantor is dedicating and conveying to the Borough of Allendale the within described, property for road widening purposes.

NOW, THEREFORE, for One Dollar and other good and valuable consideration, part of which is the Borough of Allendale allowing the development of the adjoining property owned by the Grantora heroin, the Grantor has granted and conveyed and by these presents does grant and convey unto the Grantee, its successors and assigns, the above described property in the Borough of

Allendale, The herein described property was conveyed to the Grantors herein by Dead from Bully bronk Realty Corp. deted June 27, 1979, and filed in the Office of the Bergen County Clerk on June 28, 1979, In Daed Book 6509, Page 411.

Promises by Grantor. The Grantor promises that the Grantor has done no act to encumber the property. This promise is called a "covenant as to grantor's acts" (N.J.S.A. 46:4-6). This promise means that the Granter has not allowed anyone else to obtain any legal rights which affect the property (such as by making a merigage or sillowing a judgment to be entered against the Grantor).

Signatures. The Grantor signs this Deed as of the date at the top of the first page.

Wilnessee or Attested by:

An Attomoy-at-law of NI

State of New Jersey) COUNTY OF BERGEN

I CERTIFY that on Novembu (0th, 2006, SANFORD FREEMAN and SUSAN FREEMAN, husband and wife, personally came before me and acknowledged under onth, to my satisfaction, that this person (or if more than one, each person):

(a) is named in and personally signed this Deed;
(b) signed, sealed and delivered this Deed as his or her set and deed; and
(c) made this Deed for less than \$1.00 as the full and actual consideration paid for the transfer of title. (Such consideration is defined in N.J.S.A. (6:15-5)-//

JAY IC ATKINS, ESQ.
An Attorney-at-law of N.J.

RECORD AND RETURN TO:

Award Janitorial Service Contract

Whereas, bids were received on February 8, 2011 for the Janitorial Service Contract;

Whereas, five bids were received;

Whereas, the bid documents have been reviewed and it has been determined that the bid of Maverick Building Services of Newark, New Jersey is the lowest responsible, responsive bidder;

Whereas, the Chief Financial Officer has attached hereto a Certification that adequate funds have been budgeted to pay for the contract;

Now, Therefore, Be It Resolved by the Governing Body that it does hereby award a Janitorial Services Contract to Maverick Building Services of Newark, New Jersey for a term of one year commencing March 1, 2011 to February 28, 2012 in the base amount of \$30,000 per year with the Borough's exclusive option to extend the contract for up to two (2) one year periods all in accordance with the bid specifications;

Be It Further Resolved that the Mayor and Municipal Clerk are authorized to sign a contract with Maverick Building Services following legal review.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			✓			
LaMonica					√	
Schoepflin			√			
Strauch	V		V			
White			V			
Wilczynski		V	Y			
Barra						<u> </u>

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on 2011

Gwen McCarthy, RMC Municipal Clerk Mayor Vince Barra

CERTIFICATION OF AVAILABLITY OF FUNDS

This is to certify to the Mayor and Council of the Borough of Allendale that funds for the following resolutions are available.

Resolution Date:

2/24/11

Resolution Number:

11-95

Vendor:

Maverick Building Services of Newark

Fund_

Amount

Department Description

Current

\$30,000

Buildings and Grounds

Only amounts for the 2011 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.

M. Quisa Mayer
Chief Financial Officer

Borough of Allendale

February 24, 2011

Resolution 11-96

Support for Allendale Volunteer Fire Department Grant Application

Whereas, the Allendale Volunteer Fire Department desires to apply for and obtain grants from FEMA, Homeland Security and SAFER to better assist and protect the residents of the Borough of Allendale, and

Whereas, in order to obtain such grants it is necessary for the Borough of Allendale and the Fire Department to execute documents needed for the completion and submission of such applications,

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale that it does hereby endorse and encourage the completion and submission of applications by the Allendale Volunteer Fire Department in the pursuit of grants from FEMA, Homeland Security and SAFER.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			V			
LaMonica						
Schoepflin			V			
Strauch	V		V			
White			Y			
Wilczynski			✓			<u> </u>
Barra	.,,					

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on 22, 2011

Mayor Vince Ba

Gwen McCarthy, RMC

Municipal Clerk

BOROUGH OF ALLENDALE

COUNTY OF BERGEN

WHEREAS, the Borough of Allendale desires to constitute the 2011 Temporary Capital Budget of said municipality by inserting therein the following project.

NOW, THEREFORE BE IT RESOLVED by the Council of the Borough of Allendale as follows:

Section 1. The 2011 Temporary Capital Budget of the Borough of Allendale is hereby constituted by the adoption of the schedule to read as follows:

Temporary Capital Budget of the

Borough of Allendale

County of Bergen, New Jersey

Projects Scheduled for 2011

Method of Financing

<u>Project</u>	Est. <u>Costs</u>	<u>Grants</u>	Other. <u>Fund</u> s	Capital Imp. <u>Fund</u>	<u>Bonds</u>	Self- Liquidating <u>Bonds</u>
Various Capital Improvements	810,200			38,600	771,600	
Various Water Utility Capital Improvements	189,000		107,000			82,000

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2011 Temporary Capital Budget, to be included in the 2011 Permanent Capital Budget as adopted.

ROLL CALL:

tye: councilman Bernstein, councilman schoepflin, councilman strauch, councilwoman white, councilwoman wilczynski

NOU: none

It: councilwoman Lamonica